

DAC

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.

10/612,906

Confirmation No. 4320

Applicant

M. ARAKI et al

Filed

July 7, 2003

Titled

STORAGE SYSTEM

TC/A.U.

2182

Examiner

H. Kim

Docket No. :

ASA-843-03

Customer No.:

24956

Commissioner for Patents Mail Stop Petitions P.O. Box 1450 Alexandria, VA 22313-1450

## PETITION TO WITHDRAW NOTICE OF ABANDONMENT UNDER 37 C.F.R. §1.181 (PATENT OFFICE MISTAKE) AND CONDITIONAL PETITION TO REVIVE ABANDONED APPLICATION UNDER 37 C.F.R.§1.137

Sir:

The Applicants have received a Notice of Abandonment dated January 30, 2006 for the above-identified application. The Notice cites a failure to timely file a response to the "Notice Regarding Drawings". The Applicants petition for withdrawal of the holding of abandonment for the reasons that follow.

The undersigned law firm received the Notice Regarding Drawings, mailed August 24, 2005, on August 25, 2005. Upon contacting the person listed in the Notice, Mr. Tang, it was suggested that the drawings be sent by e-mail for quicker processing. As evidenced by the attached copies of the e-mails, the drawings were sent to Mr. Tang on August 30, 2005 and acknowledged as being received by Mr.

Tang on August 31, 2005. In addition, copies of the formal drawings previously submitted by email are also attached.

In view of the above, Applicants request that the Notice of Abandonment be withdrawn. However, in the event it is determined that the facts set forth above are insufficient to withdraw the Notice of Abandonment, Applicants hereby petition to revive the abandoned application under 37 CFR §1.137(b). Pursuant to the rule, Applicants submit the following:

- (1) The formal drawings required in response to the Notice regarding drawings mailed August 24, 2005 are enclosed;
- (2) The Commissioner is hereby authorized to charge Deposit Account No. 50-1417 for any petition fee that is deemed necessary;
- (3) The entire delay in filing the required reply from the due date of the reply until the filing of a grantable petition was unintentional.

The Examiner is hereby invited to contact the undersigned by telephone with any questions.

Respectfully submitted,

MATTINGLY, STANGER, MALUR & BRUNDIDGE, P.C.

Shrinath Maluf

Reg. No. 34,663

## Karen Thunberg

From: Sent: Karen Thunberg

Karen inunberg

To:

Tuesday, August 30, 2005 3:02 PM

10:

'nhan.tang@uspto.gov'

Subject:

Emailing: drawings-8-29-05 USSN 10/612,906



drawings-8-29-05.p df (596 KB)

Mr. Tang,

Attached are the drawings for USSN 10/612,906, filed July 7, 2003, M. ARAKI et al As requested in your Notice of August 24, 2005.

FFB 1 5 2006

Karen Thunberg
Mattingly, Stanger, Malur & Brundidge, P.C.
(703) 684-1120

The message is ready to be sent with the following file or link attachments:

drawings-8-29-05

Note: To protect against computer viruses, e-mail programs may prevent sending or receiving certain types of file attachments. Check your e-mail security settings to determine how attachments are handled.

## Karen Thunberg

From: Sent: Tang, Nhan [Nhan.Tang@USPTO.GOV] Wednesday, August 31, 2005 8:27 AM

To:

Karen Thunberg

Subject:

RE: Emailing: drawings-8-29-05 USSN 10/612,906

FEB 1 5 2006

Dear Ms. Thunberg:

The drawings are acceptable.

Regards,

Nhan Tang 2900 South Tower 703-305-0333 Ext. 132

----Original Message-----

From: Karen Thunberg [mailto:kthunberg@msmbpatentlaw.com]

Sent: Tuesday, August 30, 2005 4:02 PM

To: Tang, Nhan

Subject: Emailing: drawings-8-29-05 USSN 10/612,906

<< File: drawings-8-29-05.pdf >>

Mr. Tang,

Attached are the drawings for USSN 10/612,906, filed July 7, 2003, M. ARAKI et al As requested in your Notice of August 24, 2005.

Karen Thunberg Mattingly, Stanger, Malur & Brundidge, P.C. (703) 684-1120

The message is ready to be sent with the following file or link attachments:

drawings-8-29-05

Note: To protect against computer viruses, e-mail programs may prevent sending or receiving certain types of file attachments. Check your e-mail security settings to determine how attachments are handled. <<drawings-8-29-05.pdf>>